HON'BLE SRI JUSTICE A. GOPAL REDDY
AND
HON'BLE SRI JUSTICE P. SWAROOP REDDY

WRIT PETITION No. 11309 OF 2007

DATE: 10.09.2007

Between:

V. Kristopher

..... PETITIONER

AND

The Station House Officer,
Nagarampalem Police Station,
Guntur District & 7 others.

.....RESPONDENTS

HON'BLE SRI JUSTICE A. GOPAL REDDY
AND
HON'BLE SRI JUSTICE P. SWAROOP REDDY

WRIT PETITION No. 11309 OF 2007

ORDER: (Per Hon'ble Sri Justice P. Swaroop Reddy)

This Writ Petition is taken up on the basis of a letter sent to the Hon'ble Chief Justice by V. Kristopher, K.V.P. Colony, Guntur, alleging

that one Armed Reserve Constable, by name China Galaiah was handcuffed and was illegally detained in the police station. This Court called for a report from the District Judge, Guntur, who reported that the allegations appeared to be somewhat true. But, even as per the report, initially, the detenu himself has stated that he was arrested on 2.4.2007 evening and was produced before the Court on 3.4.2007 and only on showing the newspaper clipping, he again stated that he was arrested earlier on 26.3.2007 and was produced on 3.4.2007. Thus, even the statement of the alleged detenu before the District Judge is somewhat inconsistent.

Counter filed by the Superintendent of Police, Guntur District, second respondent herein shows that the alleged detenu is an accused in connection with a crime registered for the offence under Section 302 IPC for killing his wife and even according to the newspaper publication, such a charge was pending against him. The counter further reveals that said China Galaiah was detained for the purpose of investigation in the Police Station and a woman police constable has illegally chained his left leg, for which a disciplinary action is taken against the said woman police constable and the proceedings through which, disciplinary action taken against that lady police constable, is also filed along with the counter.

In view of the fact that the alleged detenu is an accused in a case of 302 IPC and he was being interrogated only for the purpose of investigation and even according to his own statement, the alleged detenu was arrested on 2.4.2007 and was produced before the Court on 3.4.2007 and as the disciplinary action has already been taken against the woman police constable, who has handcuffed him, nothing

remains in the Writ Petition for adjudication.

The Writ Petition is accordingly dismissed. No costs.

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A. GOPAL REDDY, J.

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10th SEPTEMBER, 2007 P. SWAROOP REDDY, J.
Tsr.

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